

STATE OF SOUTH CAROLINA  
COUNTY COUNCIL FOR GREENVILLE COUNTY  
ORDINANCE NO. \_\_\_\_\_

AUTHORIZING AN AMENDMENT TO AN AGREEMENT FOR DEVELOPMENT FOR JOINT COUNTY INDUSTRIAL PARK BY AND BETWEEN GREENVILLE COUNTY, SOUTH CAROLINA, AND ANDERSON COUNTY, SOUTH CAROLINA, TO EXPAND THE BOUNDARIES OF THE PARK TO INCLUDE CERTAIN REAL PROPERTY LOCATED IN GREENVILLE COUNTY; AND OTHER RELATED MATTERS.

WHEREAS, Greenville County, South Carolina (“Greenville”), and Anderson County, South Carolina (“Anderson,” collectively, “Counties”), as authorized under Article VIII, Section 13(D) of the South Carolina Constitution and Section 4-1-170 of the Code of Laws of South Carolina, 1976, as amended (“Act”), have jointly developed a multi-county industrial park (“Park”) pursuant to an Agreement for Development for Joint County Industrial Park dated October 6, 1998, as amended (“Agreement”), the provisions of which govern the operation of the Park;~~and~~

WHEREAS, Drive Automotive Industries of America, Inc., and MID Realty Holdings, L.L.C., (collectively, “Company”) have made significant investment in Greenville through the establishment of a manufacturing facility (“Project”) on property located in Greenville and described on the attached Exhibit A (“Real Property”);

WHEREAS, the Real Property has been provided with the benefits and status of being located within one of Greenville’s existing multi-county parks through the date hereof;

~~WHEREAS~~WHEREAS, the Company is planning an additional investment in Greenville at the Project, and Greenville, in connection with the negotiation and execution of a Fee in Lieu of Ad Valorem Taxes and Incentive Agreement between Greenville, [Project Sparta]Drive Automotive Industries of America, Inc., as Sponsor and [ ]MID Realty Holdings, L.L.C., as Sponsor Affiliate dated November [ ]6, 2012 (“Fee Agreement”), the Counties desire to amend the Agreement and expand the boundaries of the Park to include property located in Greenville and described on the attached Exhibit A (“Real Property”) in the Park; regarding the additional investment, desires to place the Real Property in the Park, and intends for the Real Property to be located in the Park for the duration of the term of the Fee Agreement;

WHEREAS, the Counties desire to amend the Agreement and expand the boundaries of the Park to include the Real Property in the Park;

NOW, THEREFORE, BE IT ORDAINED BY THE GREENVILLE COUNTY COUNCIL:

**Section 1. Expansion of Park Boundaries.** There is hereby authorized an expansion of the Park boundaries to include the Real Property. The Chairman of County Council ~~Chair~~ and the County Administrator are authorized and directed to execute such documents and take such further actions as may be necessary to complete the expansion of the Park boundaries. Pursuant to the terms of the Agreement, the expansion shall be complete upon the adoption of this Ordinance by the Greenville County Council and a companion ordinance by the Anderson County Council.

**Section 2. Savings Clause.** If any portion of this Ordinance shall be deemed unlawful, unconstitutional or otherwise invalid, the validity and binding effect of the remaining portions shall not be affected thereby.

**Section 3. General Repealer.** Any prior ordinance, the terms of which are in conflict herewith, is, only to the extent of such conflict, hereby repealed.

**Section 4. Effectiveness.** This Ordinance shall be effective after third and final reading.

This Ordinance takes effect and is in full force only after the County Council has approved it following three readings and a public hearing.

GREENVILLE COUNTY, SOUTH CAROLINA

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H.G. (Butch) Kirven, Chair  
Greenville County Council

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Joseph Kernell  
Greenville County Administrator

*(SEAL)*  
ATTEST:

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Theresa Kizer, Clerk to Council  
Greenville County Council

READINGS:

First Reading:	October 2, 2012
Second Reading:	October 16, 2012
Third Reading:	November 6, 2012
Public Hearing:	November 6, 2012

**EXHIBIT A**  
**DESCRIPTION OF REAL PROPERTY**

All that piece or parcel of land, together with any and all improvements thereon, situate, lying and being in Greenville County, and being more particularly described as follows: to wit,

BEGINNING at a point at the intersection of Blakely Road (SC 23-316) and Moon Acres Road (County Road E57); thence, with the centerline of Moon Acres Road, North 11-48-55 EAST, a distance of 1163.15 feet; thence, North 11-26-41 East, a distance of 1129.97 feet to a railroad spike; thence, leaving the centerline of said Moon Acres Road with the line of Southern Region Industrial Realty, Inc., South 70-26-32 East, a distance of 1140.20 feet to an iron pin; thence, with the line of Keycon Hardware Products, Inc., South 20-33-32 East, a distance of 1525.49 feet to an iron pin; thence, continuing with the Keycon line, South 41-01-28 West, a distance of 1,384.28 feet passing through an iron pin at 1357.73 feet to a point in the centerline of Blakely Road, thence, with the centerline of Blakely Road, the following 10 courses and distances, North 62-45-24 West, a distance of 130.00 feet; North 61-48-54 West, a distance of 233.41 feet; North 61-49-50 West, a distance of 175.00 feet; North 61-56-00 West, a distance of 115.00 feet; North 61-50-16 West a distance of 120.00 feet; North 61-48-54 West, a distance of 170.00 feet; North 62-30-34 West, a distance of 75.00 feet; North 63-12-40 West, a distance of 80.00 feet; North 63-50-12 West, a distance of 115.00 feet; and North 64-10-24 West a distance of 100.00 feet to the point of beginning; containing 86.485 acres, more or less, and being located substantially as shown on plat entitled "Survey for Drive Automotive Industries of America, Inc.," prepared by James R. Freeland, South Carolina Registered Land Surveyor No. 4781 dated June 30, 1993 attached hereto and made a part hereof.

SUBJECT to those exceptions that have been identified in Schedule B-Section 2 of Lawyers Title Insurance Corporations' Commitment For Title Insurance No. PHG 93-0755 effective July 27, 1993; and

FURTHER SUBJECT to any conditions, restrictions, encumbrances, licenses or easements, whether or not of record.